

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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JEREMIAH LUCKEY, :

Plaintiff, :

v. :

CAPTAIN JONAS, C.O. YARYGIN, :

C.O. SIMON, C.O. LISCHKIN, C.O. :

JOSEPH and C.O. SIMPSON, :

Defendants. :

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KEVIN NATHANIEL FOX
UNITED STATES MAGISTRATE JUDGE

ORDER

18-CV-8103 (AT) (KNF)

On October 17, 2020, the defendants filed a letter-motion to dismiss the complaint for failure to prosecute pursuant to Rule 41(b) of the Federal Rules of Civil Procedure. The defendants' letter-motion, Docket Entry No. 41, is denied without prejudice because a letter-motion to dismiss is not authorized by Electronic Case Filing Rules & Instructions of this court.

The Clerk of Court is directed to mail this Order to the plaintiff at his current address:

Sullivan Correctional Facility, 325 Riverside Drive, Fallsburg, N.Y. 12733, and to update

the plaintiff's address accordingly.

Dated: New York, New York
November 13, 2020

SO ORDERED:



KEVIN NATHANIEL FOX
UNITED STATES MAGISTRATE JUDGE